

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

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REORGANIZED DEBTORS'  
NINETEENTH OMNIBUS OBJECTION  
TO CLAIMS (DUPLICATIVE  
CLAIMS) FILED BY PG&E  
CORPORATION [9266] (RE EDGAR  
PERRY)

REORGANIZED DEBTORS' TWENTIETH OMNIBUS OBJECTION TO CLAIMS (INCORRECT DEBTOR CLAIMS) FILED BY PG&E CORPORATION [9269] (RE MONICA STARR)

TRANSCRIPT OF PROCEEDINGS  
BEFORE THE HONORABLE DENNIS MONTALI  
UNITED STATES BANKRUPTCY JUDGE

APPEARANCES (Via CourtCall):

For the Debtor: DARA L. SILVEIRA, ESQ.  
Keller Benvenutti Kim LLP  
650 California Street  
Suite 1900  
San Francisco, CA 94108  
(415) 364-6793

Also Present: Edgar Perry  
Individual Claimant

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Court Recorder:

LORENA PARADA/ANKEY THOMAS  
United States Bankruptcy  
Court  
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San Francisco, CA 94102

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transcript provided by transcription service.

PG&E Corporation and Pacific Gas and Electric Company

1 SAN FRANCISCO, CALIFORNIA, TUESDAY, NOVEMBER 17, 2020, 10:00 AM

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3 (Call to order of the Court.)

4 THE COURTROOM DEPUTY: We are now live. Please  
5 proceed.

6 MR. PERRY: Hello.

7 MS. SILVEIRA: Thank you.

8 THE COURTROOM DEPUTY: Court is now in session. The  
9 honorable Dennis Montali presiding. Calling the matter of PG&E  
10 Corporation.

16 Let me ask, who is on the call for the debtor,  
17 appearing today?

18 MS. SILVEIRA: Good morning, Your Honor. This is Dara  
19 Levinson Silveira from Keller Benvenutti Kim on behalf of the  
20 debtors and reorganized debtors. Peter Benvenutti is also on  
21 the line.

22 THE COURT: Okay. Thank you for the update on the  
23 schedule and the agenda that you've given me.

24 The way I see it, we have only three omnibus claimants  
25 that need to be dealt with: Mr. Wrynn, Mr. Perry, if he's on

PG&E Corporation and Pacific Gas and Electric Company  
1 the call, and Ms. -- sorry, I don't have her name, sorry -- Ms.  
2 Sinar (sic phonetic) -- Starr, rather, excuse me. So am I  
3 right, do you know of anything else that are action items this  
4 morning?

5 MS. SILVEIRA: No, Your Honor. Just those three.

6 THE COURT: Something came in on the docket yesterday  
7 from a person named Mr. Willams (phonetic), but it wasn't in --  
8 Bruce Willams, who has claim number 1073. Are you familiar  
9 with his situation?

10 MS. SILVEIRA: Yes, Your Honor. I believe that  
11 response relates to one of the omnibus claims objections we  
12 just filed last week --

13 THE COURT: Okay.

14 MS. SILVEIRA: -- with respect to customer liability  
15 claims.

16 THE COURT: Okay. That's what I thought. Okay. Now I  
17 will -- Mr. Perry, are you on the call?

18 MR. PERRY: Yes, sir.

19 THE COURT: Okay.

20 MR. PERRY: First of all, I would like to --

21 THE COURT: Excuse me.

22 MR. PERRY: -- point out that the --

23 THE COURT: Mr. Perry, hold it. Mr. Perry, I'm under  
24 tremendous inconvenience here from a communication, so you need  
25 to listen to me for a minute, and then I'll do my best to

PG&E Corporation and Pacific Gas and Electric Company  
1 listen to you.

2 MR. PERRY: Yes, sir.

3 THE COURT: You believe that you have a claim and  
4 you -- you have a claim for 3,000 dollars because of a trimming  
5 that you didn't approve of; that's the issue, right?

6 MR. PERRY: That is correct, but it's not my fault  
7 someone --

8 THE COURT: Hold on.

9 MR. PERRY: -- presented the claim.

10 THE COURT: Mr. Perry, I didn't say it was your fault.

11 Ms. Silveira, what's the debtor's defense to the  
12 claim?

13 MS. SILVEIRA: Your Honor, the debtors are --

14 MR. PERRY: Yeah, there's only one claim.

15 THE COURT: Mr. Perry? Mr. Perry? Mr. Perry, be  
16 quiet for a minute, please.

17 MR. PERRY: Yes.

18 THE COURT: I'm trying to figure out your claim.

19 MR. PERRY: Okay. Okay.

20 THE COURT: Let Ms. Silveira, who is PG&E's lawyer,  
21 respond to my question.

22 Ms. Silveira?

23 MS. SILVEIRA: Your Honor, Mr. Perry has filed two  
24 claims, each for 3,000 dollars, each stemming from what we  
25 believe is the same incident. These are claims 92615 and

PG&E Corporation and Pacific Gas and Electric Company

106158. The nineteenth omnibus claim objection only objects to  
one of them, to claim number 92615. We propose to keep the  
other claim on the claims register, subject to potential future  
objection.

5 THE COURT: Is there any way of telling Mr. Perry that  
6 his one claim for 3,000 dollars will be accepted, or does he  
7 have to anticipate some fighting about that going forward,  
8 sometime in the future?

9 MS. SILVEIRA: Your Honor, I can certainly expedite  
10 the review of it, but at the moment we're not prepared to speak  
11 to whether it will be allowed or not, but we can certainly  
12 speed up our review.

13 THE COURT: Mr. Perry, what Ms. Silveira just  
14 confirmed, what I believe, is no one has said you don't have a  
15 claim for 3,000 dollars yet. All they're saying is you don't  
16 have two claims for 3,000 dollars. And you do not have two  
17 claims, do you?

18 MR. PERRY: I wrote to the courts explaining that one  
19 of the claims was duplicated by someone, and --

20 THE COURT: Okay. That's all you need to say.

21 MR. PERRY: -- I only have one claim.

22 THE COURT: Okay. Mr. Perry, that's all. I'm going  
23 to sustain the objection to the duplicate claim, and whether  
24 it's number 92615 or 106953, whatever the number is that Ms.  
25 Silveira -- and I don't care what the number of the claim is,

PG&E Corporation and Pacific Gas and Electric Company

1 we're just getting rid of -- and all the company is doing is  
2 eliminating duplicate claims.

3 You will have one claim on file for 3,000 dollars, and  
4 I've asked her to put that one claim up for consideration, and  
5 maybe the company will accept it and pay you, and maybe not,  
6 but if the company doesn't agree to one claim for 3,000  
7 dollars, there will be another chance for you to argue your  
8 case in front of me at some date in the future.

9 So I'm going to sustain the objection, based upon  
10 duplication only, and tell Ms. Silveira to provide an order  
11 that simply preserves for future consideration one claim by Mr.  
12 Edgar Perry for 3,000 dollars, and that's all I'm going to do  
13 today.

14 All right.

15 MR. PERRY: Yeah, that is correct.

16 THE COURT: Okay. That's all we need to do.

17 Ms. Starr, are you on the call today?

18 Ms. Silveira, have you heard from Ms. Starr?

19 MS. SILVEIRA: Ms. Starr and I emailed yesterday, Your  
20 Honor, and I sent her an email about a week ago explaining,  
21 similar to Mr. Perry, we were only objecting to one of her  
22 claims and asked if she wanted to go forward with the hearing.  
23 I believe the resolution was that she understood only one of  
24 her claims would be disallowed and expunged and the other would  
25 survive, but I didn't receive email confirmation of that, and I

PG&E Corporation and Pacific Gas and Electric Company  
1 also didn't receive email confirmation as to whether she would  
2 be attending today.

3 THE COURT: All right. Operator, is Monica Starr on  
4 the phone call today?

5 THE CLERK: No, Your Honor. She is not.

6 THE COURT: Okay. Ms. Silveira, I, again, because of  
7 the confusion with a lot of things, I reviewed Ms. Starr's  
8 letter of -- or her filing of November 6th, but I don't believe  
9 she mentioned anything about duplicates. So once again, in  
10 preparing, I was not ready to deal with the duplicate.

11 I will sustain the debtors' objection based upon  
12 duplicate, and please make sure that whatever the claim  
13 number -- the correct claim number that survives it as -- being  
14 the claim rather than the duplicate claim survives for some  
15 future consideration, okay?

16 MS. SILVEIRA: Yes, thank you, Your Honor.

17 THE COURT: And then finally, is Mr. Wrynn on the  
18 phone?

19 THE CLERK: Excuse me, Your Honor, this is Ms. Parada.  
20 Mr. Wrynn attempted to call me on my line while we had  
21 started the court hearing, and he's left some voicemail  
22 messages that I have not been able to check this morning, as we  
23 were in court.

24 THE COURT: Okay. Okay. Ms. Silveira, Mr. Wrynn  
25 seems to argue that he only has a claim for interest. Is this,

1 PG&E Corporation and Pacific Gas and Electric Company  
2 again, another duplication that we're dealing with, or is it  
3 something else?

4 MS. SILVEIRA: No, Your Honor, this relates to  
5 satisfaction of his claim. I will say I was in communication  
6 with Mr. Wrynn yesterday. He expressed his intention to  
7 participate in the hearing, but indicated that he was having  
8 trouble connecting through CourtCall; that CourtCall was  
9 telling him something about only being available on Zoom. So I  
10 directed him to Ms. Parada, but I do believe he was intending  
11 for the hearing to go forward. I'm certainly happy to explain  
12 the reorganized debtors' position, but I don't want to  
13 prejudice Mr. Wrynn if he wasn't able to call in.

14 THE COURT: Okay. Well, Mr. Wrynn is suffering from  
15 the same problem that the Court is suffering, with  
16 communications problems today. I'm going to simply just  
17 continue Mr. Wrynn's objection to the next omnibus hearing,  
18 which I think is December 15th, right?

19 MS. SILVEIRA: Yes, Your Honor, and we'll see if we  
20 can resolve his claim in the meantime.

21 THE COURT: Okay. Is there anyone else on this call  
22 that believes there's something that I should be dealing with  
23 on our 10 o'clock calendar?

24 All right. For counsel who are monitoring the case  
25 and plan to participate at 11, at the Zoom hearing, at the  
moment, at 10:27 or whatever it is, I'm not positive we're

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1 going to be able to have the Zoom hearing at 11. In the next  
2 twenty minutes, I hope to see if the problem that I'm having, I  
3 believe through the neighborhood, not just my home, is  
4 resolved, and if I'm not able to conduct the hearing at 11. My  
5 courtroom deputy, Ms. Parada, will have to notify people at the  
6 Zoom conference at 11. So there's nothing I can do about it  
7 now but use the next twenty minutes to see if I can get the  
8 thing working. And for those of you that have seen my Zoom  
9 system fail in the past, this is something different.

10 So with that, I'm going to conclude the 10 o'clock  
11 hearing. Thank you all for your time and patience, and I may  
12 be talking to some or more of you at 11. That will be the end  
13 of the hearing for now.

14 MS. SILVEIRA: Thank you, Your Honor.

15 (Whereupon these proceedings were concluded)

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4 I, Colin Richilano, certify that the foregoing transcript is a  
5 true and accurate record of the proceedings.

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10 /s/ COLIN RICHLANO

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12 eScribers

13 | 7227 N. 16th Street, Suite #207

14 Phoenix, AZ 85020

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16 Date: November 18, 2020

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